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**NOTICE OF ALLOWANCE  
AND ISSUE FEE DUE**

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The application identified below has been examined and found allowable  
for issuance of Letters Patent. PROSECUTION ON THE MERITS IS CLOSED.

SC/SERIAL NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
07/036,124	04/07/87	014	BENSON, R	1B2 09/27/88

Text  
Request  
Amendment

ATSUMI, KUNIO

TITLE OR  
INVENTION

NEW CEPHALOSPORIN COMPOUNDS AND THE PRODUCTION THEREOF

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEES DUE	DATE DUE
XI	514-202.000	M62	UTILITY	NO	\$560.00	12/27/88

The amount of the issue fee is specified in 37 C.F.R. 1.18. If the applicant qualified for and has filed a verified statement of small entity status in accordance with 37 C.F.R. 1.27, the issue fee is one-half the amount for non-small entities. The issue fee due printed above reflects applicant's status as of the date of mailing this notice. A verified statement of small entity status may be filed prior to or with payment of the issue fee. However, in accordance with 37 C.F.R. 1.28, failure to establish status as a small entity prior to or with payment of the issue fee precludes payment of the issue fee in the amount so established for small entities and precludes a refund of any portion thereof paid prior to establishing status as a small entity.

THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE as indicated above. The application shall otherwise be regarded as ABANDONED. The issue fee will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the Patent and Trademark Office. Where an authorization to charge the issue fee to a deposit account has been filed before the mailing of the notice of allowance, the issue fee is charged to the deposit account at the time of mailing of this notice in accordance with 37 C.F.R. 1.31. If the issue fee has been so charged, it is waived above.

In order to encourage prompt filing of applications, the Patent and Trademark Office has adopted a policy of having issue fees mailed prior to completion of final processing. The nature and/or extent of the remaining revision or processing requirements may cause slight delays of the patent. In addition, if prosecution is to be reopened, this Notice of Allowance will be vacated and the appropriate Office action will follow in due course. If the issue fee has already been paid and prosecution is reopened, the applicant may request a refund or request that the fee be credited to a deposit account. However, applicant may request that the previously submitted issue fee be applied. If abandoned, applicant may request refund or credit to a deposit account.

In the case of each patent issuing without an assignment, the complete post office address of the inventor(s) will be printed in the patent heading and in the Official Gazette. If the inventor's address is now different from the address which appears on the application, please fill in the information in the spaces provided on PTOL-85b enclosed. If there are address changes for more than two inventors, enter the additional address(es) on the back of the PTOL-85b.

The assignment space in the ASSIGNMENT DATA section of PTOL-85b must be completed in all cases. If it is desired to have the patent issued to an assignee, an assignment must have been previously submitted to the Patent and Trademark Office or must be submitted not later than the date of payment of the issue fee as required by 37 C.F.R. 1.334. Where there is an assignment, the assignee's name and address must be provided on the PTOL-85b to ensure its inclusion in the printed patent.

Advance orders for 10 or more printed copies of the prospective patent can be made by completing the information in Section 4 of PTOL-85b and submitting payment therewith. If use of a deposit account is being authorized for payment, PTOL-85c should also be forwarded. The order must be for at least 10 copies and must accompany the issue fee. The copies will be sent only to the address specified in section 1 or TA of PTOL-85b.

- Note attached communication from the Examiner  
 This notice is issued in view of  
applicant's communication filed \_\_\_\_\_

**IMPORTANT REMINDER**

Patents issuing on applications filed on or after Dec. 12, 1980, may require payment of maintenance fees. See 37 CFR 1.20(e)-(j).

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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER
228	

DATE MAILED:

*Sullivan*  
9/26/88

### NOTICE OF ALLOWABILITY

#### PART I.

- This communication is responsive to the amendment filed 8/9/88.
- All the claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice Of Allowance And Issue Fee Due or other appropriate communication will be sent in due course.
- The allowed claims are 1, 4-8, 11-16, 18 and 19.
- The drawings filed on \_\_\_\_\_ are acceptable.
- Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has [...] been received. [...] not been received. [...] been filed in parent application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_.
- Note the attached Examiner's Amendment.
- Note the attached Examiner Interview Summary Record, PTO-413.
- Note the attached Examiner's Statement of Reasons for Allowance.
- Note the attached NOTICE OF REFERENCES CITED, PTO-892.
- Note the attached INFORMATION DISCLOSURE CITATION, PTO-1449.

#### PART II.

A SHORTENED STATUTORY PERIOD FOR RESPONSE TO comply with the requirements noted below is set to EXPIRE THREE MONTHS FROM THE "DATE MAILED" indicated on this form. Failure to timely comply will result in the ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(e).

- Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.
- APPLICANT MUST MAKE THE DRAWING CHANGES INDICATED BELOW IN THE MANNER SET FORTH ON THE REVERSE SIDE OF THIS PAPER.
  - a.  Drawing informalities are indicated on the NOTICE RE PATENT DRAWINGS, PTO-948, attached hereto or to Paper No. \_\_\_\_\_ CORRECTION IS REQUIRED.
  - b.  The proposed drawing correction filed on \_\_\_\_\_ has been approved by the examiner. CORRECTION IS REQUIRED.
  - c.  Approved drawing corrections are described by the examiner in the attached EXAMINER'S AMENDMENT. CORRECTION IS REQUIRED.
  - d.  Formal drawings are now REQUIRED.

Any response to this letter should include in the upper right hand corner, the following information from the NOTICE OF ALLOWANCE AND ISSUE FEE DUE: ISSUE BATCH NUMBER, DATE OF THE NOTICE OF ALLOWANCE, AND SERIAL NUMBER.

#### Attachments:

- Examiner's Amendment
- Examiner Interview Summary Record, PTO-413
- Reasons for Allowance
- Notice of References Cited, PTO-892
- Information Disclosure Citation, PTO-1449

- Notice of Informal Application, PTO-152
- Notice re Patent Drawings, PTO-948
- Listing of Bonded Draftsmen
- Other

An Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the Issue Fee.

- a) In claim 1, lines 13 and 14, change "with a counterion" to --with an iodide or trifluoroacetate counterion--,
- b) In claim 5, last line, delete "X is halide" and change to --and X<sup>-</sup> is an iodide ion or a trifluoroacetate ion--,
- c) In claim 11, line 12 change "cyn" to --syn--,
- d) In claim 13, line 1, delete the second occurrence of "in" and in line 5, change "cyn" --syn--,
- e) In claim 16, lines 1 and 2, change "aminothiazole" to --aminothiazol-- and "methylthiazole" to --methylthiazol--,
- f) In claim 18, line 4, change "(Ia)" to (Ir) to --(Ic) to (Ir)--; in line 5, change "2 to 7" to --4 to 7--; and in line 4 insert --anyone of-- before the word "Claims".
- g) In claim 19, lines 4, 5, 6 and 7 delete the three occurrences of "(the carboxylate)".
- h) In line 1 of the specification after "filed 8/27/85", insert --now abandoned--.
- i) In claim 8, change "1 and 4 to 6" to --1, 4, 5, 6 or 7--,
- j) In claim 11, 12 and 13, line 2, change "from:-" to --from the group consisting of--,

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k) In claim 19, line 1, insert --the group consisting of-- after the word "from".

Authorization for this Examiner's Amendment was given in a telephone interview with Mr. Thomas P. Sarro on 9/1/88 and 9/12/88.

Any inquiry concerning this communication should be directed to Robert Benson at telephone number 703-557-7694.

BENSON:ew  
9-12-88

RB

*Robert J. Warden*  
ROBERT J. WARDEN  
SUPERVISORY PATENT EXAMINER  
ART UNIT 182